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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: William R. Bullman, Ryan S. Holmqvist and Steven E. Strauss

Application No.: 09/920,574

Examiner: N/A

Filed: August 1, 2001

Group Art Unit: N/A

Docket No.: P-25,174 USA

Title: **SYSTEM AND METHOD FOR ACCESSING REGISTERS OF PHY DEVICE
IN NETWORK**

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service on September 21, 2001, in an envelope as First Class Mail, postage prepaid, addressed to: Commissioner for Patents, Washington, D.C. 20231, **Box Missing Parts**

September 21, 2001
Date

Denise Grisack
Denise Grisack

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, DC 20231

**REPLY TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION AND PETITION TO WITHDRAW
SAID NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

Sir:

Applicants have received the enclosed NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION (Notice). The Notice indicates that the statutory basic filing fee is missing. The Notice further indicates that the application is informal because formal drawings need to be filed. Applicant responds as follows.

I. Formal Drawings

With respect to drawings, Applicant encloses herewith four (4) sheets of formal drawings (Figures 1 through 4) relating to the above-identified patent application.

On the back of the enclosed drawings are: the Name of the first named inventor, the Application No., and the attorney's name and phone number.

II. Missing Parts

With respect to the alleged missing filing fee, Applicant submitted an appropriate filing fee with the filing of this application. A copy of the entire filing package as mailed on August 1, 2001 is attached as Exhibit A. Accordingly, the Notice appears to be erroneous in this regard. Particularly, Applicant's submitted, in duplicate, with the application a New Application Transmittal Letter authorizing the Patent and Trademark Office to charge the Assignee's deposit account number 12-2325 in the amount of \$764.00. This was the correct amount, as confirmed in the Notice itself. In any event, the transmittal letter also authorized the Commissioner to charge or credit the deposit account in order to correct any inadvertent under-payment.

Even further, Applicant received a return postcard from the Patent and Trademark Office indicating that the authorization to charge the deposit account was received in duplicate. A copy of

the return postcard is attached as Exhibit B.

In accordance with 37 CFR \$1.10(e), the following documents and information is submitted herewith:

- 1) the number of the Express mailing label that was placed on the papers and fees that constitute the original correspondence prior to the original mailing by Express Mail is EL 729185279 US;
- 2) a copy of the originally deposited papers and fees is attached as Exhibit A;
- 3) a copy of the return postcard receipt is attached as Exhibit B;
- 4) a copy of the Express mailing label showing the date in is attached as Exhibit C;
- 5) a declaration attesting to the original deposit of the correspondence and that the copy of the correspondence, the copy of the Express Mail mailing label, the copy of any returned postcard receipt and any official notation entered by the USPS are true copies of the originally mailed correspondence, original Express Mail mailing label, returned postcard receipt, and any official notation entered by the USPS is attached as Exhibit D.

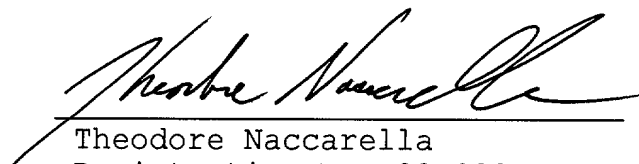
Accordingly, Applicant requests that the Notice be withdrawn. If this petition is denied for any reason, the Commissioner is authorize to charge deposit account number 12-2325 as required. Particularly, the Commissioner is authorized to charge deposit account 12-2325 in the amount of \$894.00, which is the amount indicated in the Notice as the balance due by Applicant.

A copy of the Notice To File Missing Parts of
Nonprovisional Application is attached.

Respectfully submitted,

9.21.01

Date


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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/920,574	08/01/2001	William R. Bullman	P-25, 174 USA

CONFIRMATION NO. 4236

FORMALITIES LETTER



OC000000006549743

Theodore Naccarella
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Date Mailed: 09/13/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$54.
 ■ \$54 for 3 total claims over 20.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 894.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice **MUST** be returned with the reply.

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09/25/2001

01 FC:101

02 FC:103

03 FC:105

710.00 CH

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130.00 CH

Customer Service Center

PART 2 - COPY TO BE RETURNED WITH RESPONSE